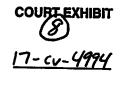
UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK	FILED IN CLERK'S OFFICE U.S. DISTRICT COURT E.D.N.Y.
HANG QI LIN, Plaintiff,	LONG ISLAND OFFICE
-against- DJ'S INTERNATIONAL BUFFET, INC.; DING CHEN; and DAVID LIANG a/k/a DAVID LIAN,	VERDICT SHEET 17-CV-4994 (JS) (AYS)
Defendants.	
Instructions: You must read each answer all of the questions includestion. Your decision on each unanimous.  Question 1. Do you find that Defe Lian was Plaintiff's employer?	luding all subparts of each question or subpart must be
	YES NO
dates do vou find that Plaintiff wa	d "YES" to Question 1, on which is employed by David Liang?  Of 2011  TO 12-01-201
Question 2. On which dates do you f by Defendants DJ's International Bu	
FROM	01/2011 TO 12-01-201
If you found that Plaintiff was on or after July 5, 2013, please have the foreperson sign and date	

[Remainder of page left intentionally blank.]

If you found that Plaintiff  $\underline{\text{was}}$  employed by any Defendants  $\underline{\text{on}}$ 

the Court by note that you have reached a verdict.

or after July 5, 2013, please proceed to Question 3.



Question 3. Do you find that Plaintiff was not paid minimum wages on at least one occasion on or after July 5, 2013?

YES NO \_\_\_\_

If you answered "NO," please proceed to Question 4.

If you answered "YES," please calculate the amount of minimum wages to which you believe Plaintiff is entitled, according to the chart below, for the following time periods.

Time Period	Applicable	Hours	Total	Total	Damages
1	Minimum	Plaintiff	Amount Due	Amount	(Total
	Wage Rate	Worked	(Minimum	Plaintiff	Amount Due
			Wage x	Received	- Total
			Number of	(Amount	Amount Plaintiff
			Hours Plaintiff	Plaintiff	Received)
			Worked Each	was paid each	necerved,
			Week x	Week,	
			Number of	Excluding	
			Weeks)	Tips x	
		•		Number of	
				Weeks)	
July 5, 2013	<i>#</i> _	595	4		4.
through	#7.9¢		#11,215.75		\$11,215.75
December 31, 2013	. / 25	(perwak)	10,2.0.75		[ 7.5]
December 31,					
2013 through	# 0 00	59.5 (per week)	A 22 212	$\sim$	Hon qua
December 31,	# 8.00	(ne week)	\$ 22,848		\$ 22,848
2014		(per week)	- 1		

Question 4. Do you find that Plaintiff was not paid overtime wages on at least one occasion on or after July 5, 2013?

YES	X	NO	

If you answered "NO," please proceed to Question 5.

If you answered "YES," please calculate the amount of overtime compensation to which you believe Plaintiff is entitled, according to the chart below, for the following time periods:

Time Period	Overtime Pay To calculate the overtime pay due, take the regular rate (as defined by the jury instructions) or the applicable minimum hourly wage, whichever is higher, and multiply that by 1.5; multiply that number by the number of hours above 40 worked each week.
July 5, 2013 through December 31, 2013	\$ 5,513.63
December 31, 2013 through December 31, 2014	#11,232

<u>Question 5.</u> Please calculate the amount of "spread of hours" compensation to which you believe Plaintiff is entitled according to the chart below.

Time Period	Number of Days Plaintiff was not Paid "Spread of Hours"	Applicable Minimum Wage	"Spread of Hours"  Damages (Number of days Plaintiff was not paid "spread of hours" x applicable minimum wage rate)
July 5, 2013 through December 31, 2013	129	# 7.25	\$ 935. 25
December 31, 2013 through December 31, 2014	240	# 8.00	\$1,920.

[Remainder of page left intentionally blank.]

Question 6. Did Plaintiff prove, by a preponderance of the evidence, that he was not provided proper wage statements (a/k/a pay stubs)?
YES NO
Question $6(a)$ . If you answered "YES" to Question 3, please indicate the number of weeks, <u>after July 5, 2013</u> , that Plaintiff was not provided such statements.
TOTAL WEEKS 74
Question 7. Answer Question 7 only if you find that Plaintiff was employed by Defendants on or after January 1, 2014.
Did Plaintiff prove, by a preponderance of the evidence, that he was not provided with the required wage notice on or before February 1, 2014?
YES NO
Question 8. Answer 8 Question only if you have found that Plaintiff did not receive all wages ( <u>i.e.</u> , minimum wages, overtime pay, or "spread of hours" pay) to which he is entitled.
Did Defendants prove, by a preponderance of the evidence, that they had a good faith basis to believe any underpayment of wages to Plaintiff was in compliance with the law?
YES NO
Question 8(a). If you answered "YES" to Question 8, please indicate which payments were not made to Plaintiff because Defendants had a good faith basis to believe such underpayments were in compliance with the law:
Minimum Wages
Overtime Compensation
Spread of Hours

Foreperson, please sign and date this Verdict Sheet and advise the Court by note that you have reached a verdict.

Dated:

January 17, 2023 Central Islip, NY

Maralia de Cula FOREPERSON